

1 LIONEL SAWYER & COLLINS
Samuel S. Lionel (NSB #1766)
2 Charles H. McCrea, Jr. (NSB #104)
3 Christopher A. Mathews (NSB #10674)
Lauren D. Calvert (NSB #10534)
4 1700 Bank of America Plaza
300 South Fourth Street
5 Las Vegas, Nevada 89101
Tel (702) 383-8888
6 Fax (702) 383-8845
7
8 Attorneys for Defendants FORUM SHOPS,
9 LLC, FORUM DEVELOPERS LIMITED
10 PARTNERSHIP, SIMON PROPERTY GROUP
LIMITED PARTNERSHIP, AND SIMON
PROPERTY GROUP, INC.

11 UNITED STATES DISTRICT COURT
12 DISTRICT OF NEVADA
13

14 PHASE II CHIN, LLC and LOVE & MONEY,
LLC (formerly dba O.P.M.L.V., LLC),

15 Plaintiffs,

16 v.

17 FORUM SHOPS, LLC, FORUM
18 DEVELOPERS LIMITED PARTNERSHIP,
SIMON PROPERTY GROUP LIMITED
19 PARTNERSHIP, SIMON PROPERTY
GROUP, INC., CAESARS PALACE CORP.,
20 and CAESARS PALACE REALTY CORP.

21 Defendants.
22

Case No. 2:08-cv-00162-JCM-GWF

**FORUM DEFENDANTS' MOTION TO
FILE A SUPPLEMENTAL
MEMORANDUM IN SUPPORT OF
MOTION TO DISMISS**

23 Defendants FORUM SHOPS, LLC, FORUM DEVELOPERS LIMITED
24 PARTNERSHIP, SIMON PROPERTY GROUP LIMITED PARTNERSHIP and SIMON
25 PROPERTY GROUP, INC. (collectively "Forum Defendants") respectfully move this Court for
26 an order permitting them to file a supplemental memorandum in support of their Motion to
27 Dismiss (Docket No. 12), filed concurrently with this motion. This motion is based on LR 7-2,
28

MOTION TO FILE SUPPLEMENTAL MEMORANDUM, Page 1 of 2

1 the Court's inherent authority to control its own docket and proceedings, the pleadings and
2 documents of file and the Memorandum of Points and Authorities that follow.

3 **MEMORANDUM OF POINTS AND AUTHORITIES**

4 Forum Defendants incorporate by reference the Memorandum of Points and Authorities
5 submitted by Plaintiffs in their Joint Request to File a Sur-Reply to Motions to Dismiss, etc.,
6 filed September 12, 2008 (Docket No. 42).
7

8 Plaintiffs have misrepresented important undisputed facts and allegations in the
9 Complaint it is necessary that Forum Defendants be given the opportunity to correct these
10 misrepresentations. For the same reasons this Court granted Plaintiffs' Joint Request, it should
11 grant this request.
12

13 **CONCLUSION**

14 For the reasons stated above, Forum Defendants request that the Court grant their request
15 to file a supplemental memorandum in support of their Motion to Dismiss (Docket No. 12).
16

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18 By: 

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28 Attorneys for Defendants FORUM SHOPS,
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